## **AFFIDAVIT**

I, Gerald Reardon, am the authorized representative of the City of Cambridge, Massachusetts and have personal knowledge of the following. I hereby swear under penalty of perjury that the following is true and correct to the best of my knowledge and belief.

- 1. On March 9, 2010, Cambridge appeared before the Region 19, Regional Planning Committee to seek its consent to the application associated herewith.
- 2. At that RPC meeting the vote was unanimous to approve and consent immediately to the filing and grant of the subject application.
- 3. Since that time and for reasons unexplained by the Region 19 RPC Chairman, the Chairman has failed to provide to Cambridge a document in support of this application, despite the RPC's unanimous vote.
- 4. The RPC's Chairman's failure or considerable delay in producing the documentary evidence of the RPC's action is causing difficulty for Cambridge, which authority is necessary to overcome a negotiating impasse that has arisen in Cambridge and Sprint Nextel's cooperative effort to reband the affected facilities.
- 5. Cambridge deems that its obligations under WT 02-55 compel it to attempt to move this application forward toward grant, to fulfill the admonitions of the Bureau that encourage 800 MHz incumbent licensees to employ all reasonable methods to expedite rebanding negotiations.
- 6. Cambridge further avers that it qualifies, if deemed necessary by the Bureau, for whatever waiver of the FCC's Rules or policies are required to allow for the processing of the subject application, without documentary support from the Region 19 RPC, as the grant of its application is clearly within the public interest and in furtherance of the Bureau's directions under WT 02-55.

Further, affiant sayeth not:

Dated: 04/09/10

## Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In the Matter of	)	
City of Cambridge, Massachusetts Request For Special Temporary Authority WQIW423	)     File No )	

To: Chief, Public Safety and Homeland Security Bureau

## REQUEST FOR EMERGENCY SPECIAL TEMPORARY AUTHORITY

The City of Cambridge, Massachusetts (Cambridge) hereby requests 180-days Emergency Special Temporary Authority for its operation of the fixed facilities authorized under the above captioned call sign at an additional location within the city limits of Cambridge, Massachusetts. The additional facility will be operated in accord with the technical parameters shown on the associated application.

The license was originally authorized to Quincy, Massachusetts, however, it was long ago assigned to Cambridge and Cambridge has assured its continued operations since that time. However, Cambridge is seeking authority to operate the facilities at a more logical and efficient location for Cambridge's continued use, to a location where a fill-in site, in accord with the present authorization, has been constructed. Cambridge will file an application for permanent licensing of the new location and delete the present location following its obtaining all requisite frequency coordination.

<sup>&</sup>lt;sup>1</sup> The service contour for the requested additional site are fully contained within the contours of the existing, authorized facility.

Special Temporary Authority is necessary to accommodate issues which have arisen pursuant to the City's rebanding of its 800 MHz facilities. At this time the negotiation of the Frequency Reconfiguration Agreement with Sprint Nextel has been halted until such time as the instant request can be made. Cambridge wishes to expedite the negotiation of the FRA and the rebanding of its facilities and deems that grant of this STA request will position the parties to go forth in earnest to complete negotiation of the FRA.<sup>2</sup> Cambridge avers that completion of the FRA and the rebanding are in the public interest, therefore, grant of this request is fully justified.

## Conclusion

Neither the applicant nor any other party to the application is subject to a denial of Federal Benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 862, because of a conviction for possession or distribution of a controlled substance.

Therefore, in accord with Section 1.931, Cambridge requests 180-days Special Temporary Authority to operate the repeater facilities described herein.

Respectfully submitted, CITY OF CAMBRIDGE, MASSACHUSETTS

Its Authorized Representative

<sup>&</sup>lt;sup>2</sup> RPC approval has been obtained, see attached Affidavit.